## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE NASHVILLE DIVISION

UNITED STATES OF AMERICA	)
Plaintiff,	)
	)
	)
v.	) Case No.: 2:19-cr-00013
	)
GEORGIANNA A.M. GIAMPIETRO	) Chief Judge Waverly D. Crenshaw, Jr.
Defendant.	) Chief Judge Waverly D. Crensnaw, Jr.
DCICHUAHI.	,

## MOTION FOR LEAVE TO FILE DOCUMENT UNDER SEAL

COMES NOW, Defendant, Georgianna Giampietro, by and through undersigned counsel and requests of the Court to allow the filing of defense's Motion for the Production of a Witness and accompanied Memorandum of Law, **Under Seal**. In support thereof, the defense states as follows:

- The defense does not believe there is any information in the referenced Motion and incorporated Memorandum of Law which is classified. The Motion and Memorandum of Law, however, contain factual information that was provided to the defense pursuant to this Court's Protective Orders.
- 2. The Protective Orders do not direct that motions relying factual information provided pursuant to the Protective Orders be filed Under Seal. In the past the parties have utilized facts in their briefing that are subject to the Protective Orders.
- 3. With respect to the requested witness, however, the government has expressed its preference that filings be made Under Seal.

- 4. In accordance with this preference, the defense therefore seeks permission to file the
  - Motion and accompanying Memorandum of Law, Under Seal.
- 5. If the Court in reviewing the Motion and Memorandum of Law, believes that this filing is

not a filing that should be Under Seal, counsel for defense withdraws this Motion for Leave

to File Under Seal, and is satisfied with it being filed in the public record.

Respectfully submitted this 15<sup>th</sup> day of August, 2021.

/s/ Charles D. Swift

CHARLES D. SWIFT

Pro Hac Attorney for Giampietro Constitutional Law Center for Muslims in America 100 N. Central Expy., Suite 1010

Richardson, TX 75080 Phone: (972)-914-2507

Email: cswift@clcma.org

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 15<sup>th</sup> day of August, 2021, I electronically filed the foregoing with the Clerk of the Court, Under Seal, and sent copies of said filing to all counsel of record.

<u>/s/ Charles D. Swift</u>

CHARLES D. SWIFT

Pro Hac Attorney for Georgianna Giampietro